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-and-

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Attorneys for Defendants, COUNTY OF SANTA CLARA  
 AND ITS OFFICE OF THE SHERIFF, DEPARTMENT OF  
 CORRECTION, AND SANTA CLARA VALLEY HEALTH  
 AND HOSPITAL SYSTEM; LAURIE SMITH; EDWARD  
 FLORES; TOBY WONG; KIM ROBERTS; ROBERT SILLEN;  
 MARYANN BARRY; DENISE BECKER; CHRISTINE FERRY;  
 BEVERLY PURDY; AMARJIT GREWAL; NANCY MAGER;  
 and HERBIE DE LA CRUZ

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA

NORTHERN DISTRICT OF THE STATE OF CALIFORNIA

SAN JOSE DIVISION

ESTHER KRENN and ESTATE OF ANDREW  
 MARTINEZ By and Through his Administratrix,  
 ESTHER KRENN,

Plaintiffs,

v.

COUNTY OF SANTA CLARA; et al.

Defendant.


No. CV 07-02295 JW PVT

**STIPULATION AND ORDER  
 DISMISSING WITH  
 PREJUDICE THE COMPLAINT  
 OF PLAINTIFF ESTHER  
 KRENN, IN HER INDIVIDUAL  
 CAPACITY AND AS PERSONAL  
 REPRESENTATIVE FOR  
 ANDREW MARTINEZ, IN  
 FAVOR OF DEFENDANT  
 COUNTY OF SANTA CLARA**

1 The parties, by and through their respective counsel of record, hereby stipulate pursuant to  
 2 FRCP 41(A) (1) and agree to an order dismissing with prejudice the Complaint For Violation of  
 3 Civil Rights and Wrongful Death filed by Plaintiff Esther Krenn, in her individual capacity, and as  
 4 personal representative of the Estate of Andrew Martinez, as against Defendants COUNTY OF  
 5 SANTA CLARA in connection with the above-referenced matter. The parties further stipulate and  
 6 agree said dismissal is in consideration of a compromise settlement entered into on or about March  
 7 18, 2009 between the parties by and through their counsel of record. The parties further stipulate and  
 8 agree to an order whereby all such parties waive any claim for statutory costs and/or attorneys' fees  
 9 against one another.

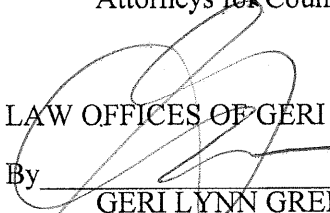
10  
 11 Dated: April 22, 2009.

SHEUERMAN, MARTINI & TABARI

12 By   
 13 DAVID SHEUERMAN  
 Attorneys for County Defendants

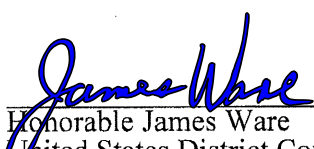
14  
 15 Dated: April 22, 2009.

LAW OFFICES OF GERI LYNN GREEN

16 By   
 17 GERI LYNN GREEN  
 Attorneys for Plaintiff

18  
 19  
 20 **IT IS SO ORDERED.**

21 Dated: May 1, 2009

  
 22 Honorable James Ware  
 United States District Court Judge